

**MEETING ASSISTANCE NOTICE - AMERICANS WITH DISABILITIES ACT**

In accordance with the Americans with Disabilities Act the following services are available to members of our community who require special assistance to participate in City Council and Redevelopment Agency meetings. If you require, American Sign Language interpreters, a reader during the meeting, and/or large print agendas, to make arrangements, please call: **Office of the City Clerk (714) 536-5227**.

To make arrangements for an assisted listening system (ALD) for the hearing impaired, please contact: the **Sergeant at Arms (714) 536-5693** or the **City Clerk (714) 536-5227**.

*72 hours prior notification will enable the city to make reasonable arrangements to ensure accessibility to a meeting.*

**ACTION  
AGENDA**

**CITY COUNCIL/REDEVELOPMENT AGENCY  
CITY OF HUNTINGTON BEACH**

**MONDAY JULY 15, 2002**

5:00 P.M. - Room B-8  
7:00 P.M. - Council Chambers  
Civic Center, 2000 Main Street  
Huntington Beach, California 92648

**5:00 P.M. - Room B-8**

**Call City Council/Redevelopment Agency Meeting to Order**

**Roll Call** Green, Dettloff, Boardman, Cook, Houchen, Winchell, Bauer  
***Present (Houchen arrived 5:05 p.m.)***

**Public Comments Regarding Study Session and Closed Session Agenda Items**  
***None***

**(City Council/Redevelopment Agency) Study Session – Overview of Cost Allocation/Fee Recovery Study – (Conrad Business Solutions) (600.10)**

The Director of Administrative Services, Finance Officer, and consultant staff from Conrad Business Solutions will present a draft overview of the City's Cost Allocation and Fee Recovery study.

***Carol Jacobs, representing Conrad Business Solutions, presented a PowerPoint slide report. Administrative Services Director stated report will be delivered at end of week to Council and staff for review and refinement.***

**COMPUTER INTERNET ACCESS TO CITY COUNCIL/REDEVELOPMENT AGENCY  
AGENDAS IS AVAILABLE PRIOR TO CITY COUNCIL MEETINGS**  
***<http://www.ci.huntington-beach.ca.us>***

**Call Closed Session of City Council/Redevelopment Agency**  
**Approved 7-0**

**Recommended Action:** Motion to recess to Closed Session on the following items:

1. **(City Council) Closed Session** – Pursuant to Government Code Section 54957.6 to meet with its designated representatives, Agency Negotiators: William Workman, Assistant City Administrator; Clay Martin, Director of Administrative Services; and Ron Hagan, Director of Community Services; regarding **labor relations matters – meet and confer** with the following employee organization: **SCLEA** (Surf City Lifeguard Employees' Association). Subject: **Labor Relations – Meet & Confer.** (120.80)
2. **(City Council) Closed Session** – Pursuant to Government Code Section 54956.9(a) to confer with its attorney regarding pending litigation which has been initiated formally and to which the agency is a party. The title of the litigation is **City of Huntington Beach v. State Board of Control of the California Public Employees' Retirement System [PERS]**; Court of Appeals Case No. G028210 consolidated with G026268 and G025673; Orange County Superior Court Case No. 816394. Subject: **City of Huntington Beach v. PERS.** (120.80)
3. **(City Council) Closed Session** – Pursuant to Government Code Section 54956.9(a) to confer with its attorney regarding pending litigation which has been initiated formally and to which the agency is a party. The title of the litigation is **Scottsdale Insurance Co. v. City of Huntington Beach**, Orange County Superior Court Case No. 761735. Subject: **Scottsdale Insurance Co. v. City of Huntington Beach.** (120.80)
4. **(City Council) Closed Session** – Pursuant to Government Code Section 54956.9(a) to confer with its attorney regarding pending litigation which has been initiated formally and to which the agency is a party. The title of the litigation is **Brynn Keaty v. City of Huntington Beach, et al.**; U.S. District Court Case Nos. CV 01-5762 RMT (Mcx) and SA 01-1213 AHS. Subject: **Keaty v. City of Huntington Beach, et al.** (120.80)

The City Council and the Redevelopment Agency of the City of Huntington Beach will regularly convene in joint session for the purpose of considering the following City Council-Redevelopment Agency Agenda Items.

The Huntington Beach Parking Authority, Civic Improvement Corporation, and the Huntington Beach Public Financing Authority are also agencies on which Council serves as members. On each Agenda these Agencies may have items scheduled.

### **7:00 P.M. - Council Chambers**

**Roll Call** Green, Dettloff, Boardman, Cook, Houchen, Winchell, Bauer

**Present**

### **Reconvene City Council/Redevelopment Agency Meeting**

**\*\* The City Attorney Shall Determine If Any Actions Taken By The City Council or Redevelopment Agency In Closed Session Shall Require A Reporting On Those Actions As Required By Law (Government Code §54957.1(a) (3) (B)).**

- 1. The City Attorney reported on action taken on Closed Session Item #3, voted to appeal 7-0**
- 2. The City Attorney reported on Closed Session Item #2, Council voted not to seek Supreme Court review, 7-0**

### **Pledge of Allegiance and Flag Salute**

***Troop 1932 Junior Girl Scouts from HB Smith and Seaclyff Elementary Schools. Leader Karen Wichner.***

### **Pursuant to the Brown Act (Open Meetings Act) the City Clerk Announces Late Communications Received by Her Office Which Pertain to Items on the Agenda**

**(1)** Copies of late communications submitted by City Council Members or City Departments are available for the public at the City Clerk's desk. **(2)** Late communications submitted by members of the public will be made available to the public at the City Clerk's Office the morning after the Council meeting.

***City Clerk announced late communications received regarding Agenda Items Study Session; C-3; D-1; E-8; F-1; F-2 & F-3.***

**Presentation** – By Mayor Debbie Cook, Fire Chief Michael Dolder, and Sparky the HB Fire Dog, to Hugo Ruthling, who dialed 911 on May 27, 2002, when his mother Gabby Ruthling, had an asthma attack, and began having trouble breathing. Her breathing became labored and she called to Hugo to call for help, just before passing out. Hugo dialed 911 and told the dispatcher his Mom was sick and could not breathe. He was able to give enough information to send out a paramedic unit. Throughout the ordeal he kept his composure and delivered accurate information. Had he not done this, his mother could have died. (160.40)

***Also in attendance, Captain Mark Daggett, Engineer Chico Sanchez, Firefighter Paramedic Brandon Olson, and Firefighter Paramedic Neal McEvers.***

**Presentation** – By Mayor Debbie Cook to the Huntington Beach Sister City Association Board Members, recognition and commendation for all their hard work in arranging, coordinating and entertaining our Sister City Visitors from Anjo, Japan. Board Members are: Carmen Erber, Margaret Nerio, Valerie Messina, Sue Melia, Bob Dettloff, Doug Erber, Allison Goldenberg, Bob Rank, Betty Ching, and Keith Bohr. (160.40)

**Presentation** – By Orange County Transportation Authority (OCTA) Director and County Supervisor Jim Silva, to Mayor Debbie Cook and Ron Hagan, Community Services Director, two shuttles and a ceremonial check in the amount of \$138,145 to aid the city in providing transit services to senior residents. The vehicles are provided at no cost to the city and will be replaced every three years through OCTA's Senior Mobility Program. (160.40)

**Presentation** – To Mayor Debbie Cook, and Police Chief Ron Lowenberg, and Police Sergeant Gary Meza from Sharon Wie and Interval House Representatives, a check in the amount of \$12,200, which is part of a grant from the Office of Criminal Justice. The HBPD and Interval House have had a long standing working relationship and this money will go towards working for Domestic Crime Victims. (160.40)

**Presentation** – By Mayor Debbie Cook and Ron Hagan, Community Services Director, Betsy Crimi, Human Services Supervisor and Dick White, President, Huntington Beach Council on Aging to Betsy Fisher, Manager, Norm's Restaurant of Huntington Beach, a commendation for the holiday meals that Norm's prepares for Thanksgiving, Christmas, Valentine's, Easter and 4<sup>th</sup> of July, at their cost only. Norm's Restaurant has been preparing these meals for five years. (160.40)

**Presentation** – By Mayor Debbie Cook to Ron Hagan, Director, Community Services Department and Dottie Hughes, Senior Recreation Leader, City Gym & Pool, Community Services Department, a Proclamation proclaiming July 14, 2002 through July 20, 2002 as National Aquatic Week. (160.40)

**Mayor's Award** to Chad Frisby, Building Inspector III, Building and Safety Department. (160.40)

**B. PUBLIC COMMENTS**

The City Council welcomes public comments on all items on this agenda or of community interest. We respectfully request that this public forum be utilized in a positive and/or constructive manner. Please focus your comments on the issue or problem that you would like to bring to the attention of the City Council.

**This is the time to address Council regarding items of interest or on agenda items OTHER than Public Hearings.**

3 minutes per person, time may not be donated to others.  
No action can be taken by Council/Agency on this date unless agendaized.

*Complete the attached pink form and give to the Sergeant-At-Arms located near the speaker's podium*

- 1. *Speaker announced his candidacy for Council; spoke regarding the need to follow Federal Clean Water Act and oppose the granting by the Federal Government of the 301-H waiver to the OCSD.***
- 2. *Speaker opposed to the absence of the Invocation from the Council meeting.***
- 3. *Speaker opposed to the proposed Charter Amendment which would establish districts & stated his expectation that Council candidates will express their opinion on issue.***
- 4. *Speaker commended the 4th of July Board for ensuring there is an enjoyable parade. She opposed the proposed Charter Amendment as it would result in decreasing the membership on the Board by two members.***
- 5. *Speaker spoke in favor of Mayor Pro Tem Boardman's Council item relative to banner towing aircraft.***

**C-1. Council Committee/Council Liaison Reports**

***None***

**C-2. City Administrator's Report**

- 1. The City Administrator commended the 4<sup>th</sup> of July Board and all City staff, for example, Department of Public Works, Fire Department, and the Public Information Office, for their work on the parade.***
- 2. The City Administrator reported on the letter from the Executive Officer of the California Regional Water Quality Control Board to the DPW informing that the City is in compliance with requirements, Cleanup & Abatement Order is rescinded & District Attorney's Office notified of City's full compliance.***

**C-3. (City Council) Review and Accept Shari Freidenrich, City Treasurer's May 2002 Report Titled *City of Huntington Beach Summary of City Investment Portfolio, Bond Proceeds, and Deferred Compensation Activity* (310.20)**

Communication from City Treasurer Shari Freidenrich transmitting the Monthly Investment Report for May 2002.

**Recommended Action:** Motion to:

Review and accept the monthly report. Following review of the report, by motion of Council, accept the Monthly Investment Report *Summary of Investment Portfolio, Bond Proceeds, and Deferred Compensation Activity for May 2002*, pursuant to Section 17.0 of the Investment Policy of the City of Huntington Beach.

***Approved as amended with City Treasurer's replacement page no. C-3.3 of the staff report, 7-0***

**D. PUBLIC HEARINGS**

Anyone wishing to speak on an OPEN public hearing is requested to complete the attached pink form and give it to the Sergeant-at-Arms located near the Speaker's Podium.

**Administrative Hearing**

D-1 is an administrative public hearing. This administrative hearing is required by Huntington Beach Municipal Code 1.18. Only property owners are entitled to speak at this administrative hearing. All other interested parties may speak during the regular *Public Comments* section of the agenda at the beginning of the meeting. Written communications to the City Council may also be mailed to the City Clerk.

**D-1. (City Council) Administrative Public Hearing – Adopt Resolution No. 2002-68 Approve Certification of Special Assessment for Recovery of Costs for Abatement of Nuisance (Spano Property) 16911 Bolsa Chica Street (570.60)**

Public Hearing to consider the adoption of Resolution No. 2002-68 entitled “*A Resolution of the City Council of the City of Huntington Beach Certifying Special Assessments for Recovery of Costs of Abatement of Nuisance at 16911 Bolsa Chica Street (Spano Property).*”

A copy of the proposed Resolution is on file in the City Clerk's Office, 2000 Main Street, Huntington Beach 92648, for inspection by the public.

An administrative hearing is required by the Huntington Beach Municipal Code Section 17.08.010 adopting Uniform Housing Code Section 1602. Only property owners are entitled to speak at an administrative hearing. All other interested parties may speak at regular public comments at beginning of the meeting. Written communications to the City Council may also be mailed to the City Clerk.

The public hearing is held pursuant to Huntington Beach Municipal Code Section 17.08.010 adopting Uniform Housing Code Section 1602.

**Recommended Action:** Motion to

Adopt **Resolution No. 2002-68** entitled “*A Resolution of the City Council of the City of Huntington Beach Certifying Special Assessment for Recovery of Costs of Abatement of Nuisance*” at 16911 Bolsa Chica (Spano Property).”

***Adopted as Amended to delete the incorrect address in the resolution and insert the correct address, 7-0***

**E. CONSENT CALENDAR**

All matters listed on the Consent Calendar are considered by the City Council and Redevelopment Agency to be routine and will be enacted by one motion in the form listed.

**Recommended Action:** Approve all items on the Consent Calendar by affirmative roll call vote.

- E-1. **(City Council/Redevelopment Agency) Minutes** - Approve and adopt the minutes of the City Council/Redevelopment Agency regular meetings of July 1, 2002 as written and on file in the Office of the City Clerk. Submitted by the City Clerk.  
***Approved & Adopted 7-0***  
***Informed Clerk that Council Member Boardman made second to Adoption of Escort Ordinance No. 3565 at July 1, 2002 meeting.***
- E-2. **(City Council) Approve City Council Position on Legislation Pending Before the State Legislature, and/or Congress as Recommended by the City Council Intergovernmental Relations Committee** (640.90) – The City Council Intergovernmental Relations Committee has reviewed the legislation, propositions, and ruling below and is recommending that the City Council take a position on the following items, and authorize the Mayor to send letters to the legislators reflecting the following approved positions: **Oppose – HR 3673 (Saxton)** - Revised Standards for Marine Sanitation Devices; **Support AB 2943 (Wiggins)** - Seawall Permits – Amends Coastal Commission Authority; **Support AB 2308 (Chavez)** – Resource Code – Solid Waste – Corrects Administrative Problem; and **Authorize sending a letter in support of the Coastkeeper's request for funding to do water quality monitoring; and Authorize sending a letter in support of Orange County's request for funding under Proposition Nos. 12, 13, and 40.** Submitted by Councilmember Shirley Dettloff, Chairperson, Intergovernmental Relations Committee on behalf of Mayor Debbie Cook and Council Member Ralph Bauer. Funding Source: Not Applicable.  
***Approved 7-0***
- E-3. **(City Council) Approve Two Reappointments of Diana Casey and Eveline Eng to the Allied Arts Board** (110.20) – Approve reappointments of **Diana Casey** and **Eveline Eng** to the member-at-large openings on the Allied Arts Board for a second four-year term – June 1, 2002 – May 31, 2006 as recommended by City Council liaisons, Council Members Pam Houchen and Shirley Dettloff. Submitted by the Community Services Department. Funding Source: Not Applicable.  
***Approved 7-0***
- E-4. **(City Council) Receive and File the Mobile Home Advisory Board Annual Summary Reports for the Years 2000 and 2001** (430.80) Receive and File the Huntington Beach Mobile Home Advisory Board Annual Summary Reports for the years 2000 and 2001 submitted to Council pursuant to S.4 of the Bylaws of the Board. Submitted by the Economic Development Director. Funding Source: Not Applicable.  
***Received and Filed 7-0***



- E-5. (City Council) Approve 2001-2002 Annual Report – Huntington Beach Auto Dealer Business Improvement District (BID) and Adopt Resolution of Intention No. 2002-66 to Levy an Annual Assessment for Fiscal Year 2002-2003 – Schedule Public Hearing for Monday, August 5, 2002** (460.30) – 1. Approve the Huntington Beach Auto Dealers Business Improvement District Annual Report for FY 2001/2002; and 2. Adopt City Council **Resolution No. 2002-66** – “A Resolution of the City Council of the City of Huntington Beach Declaring its Intention to Levy an Annual Assessment for Fiscal Year 2002-03 to Fund Improvements within the Huntington Beach Auto Dealers Business Improvement District;” and 3. Direct the City Clerk to **schedule a public hearing to be held on August 5, 2002**, and send copies of the Resolution, BID Boundary Map, and assessment formula to each business to be assessed. Submitted by the Economic Development Director. Funding Source: Not Applicable.  
**Approved & Adopted 7-0**
- E-6. (City Council) Authorize Additional Expenditure for Professional Plan Review Services – Department of Building and Safety – To Continue Professional Services Contract Between City and CSG Consultants Inc.** (600.10) - Authorize additional expenditure of \$30,000 for professional plan review services in the Department of Building & Safety. Submitted by the Director of Building & Safety. Funding Source: Building & Safety Department Contract Services Account - \$30,000.  
**Approved 7-0**
- E-7. (City Council) Approve Amendment of City Budget to Increase City Attorney’s Legal Services Account for Outside Legal Services Account** (320.45) - Approve and authorize the Administrative Services Director to appropriate \$275,000 from the General Fund Balance to the City Attorney’s Legal Services Account No. 10015301.69375 to fund the remainder of anticipated costs for outside legal counsel for Fiscal Year 2001-2002. Submitted by the City Attorney. Funding Source: General Fund, Unreserved/ Undesignated - \$275,000.  
**Approved 7-0**
- E-8. (City Council) Award Three Contracts for Police Directed Towing and Storage Services – (Mandic Motors, Inc.) – (Metro Pro Road Service) - (Best Towing Service)** (600.10) - Approve the following three agreements for Police Directed Towing and Storage Services and authorize the Mayor and for City Clerk to execute the agreements: 1. *Agreement Between the City of Huntington Beach and Mandic Motors for Police Directed Towing and Storage Services.* 2. *Agreement Between the City of Huntington Beach and Metro Pro Road Services, Inc. for Police Directed Towing and Storage Services.* 3. *Agreement Between the City of Huntington Beach and John C. Vaughan dba Best Towing Service for Police Directed Towing and Storage Services.* Submitted by the City Attorney and the Chief of Police. Funding Source: None.  
**Approved as Amended per City Attorney’s Late Communication, 7-0**

- E-9. (City Council) Approve 2002/03 Proposed Budget – West Orange County Water Board** (320.80) – Approve the 2002/03 West Orange County Water Board Budget in the amount of \$224,800. Submitted by the Director of Public Works. (Pursuant to Joint Powers Agreement between cities of Huntington Beach, Garden Grove, Westminster, and Seal Beach. Funding Source: Fiscal Year 2002-03 Water Fund Budget Account. The total proposed budget for the WOCWB is \$224,800. Huntington Beach's share for the Fiscal Year 2002-03 for the City of Huntington Beach will be \$83,297.  
***Approved 7-0***
- E-10. (City Council) Adopt Resolution No. 2002-67 Approving the Submittal of Four Projects to the Orange County Transportation Authority for Funding Under the Arterial Highway Rehabilitation Program (AHRP)** (800.40) – Adopt **Resolution No. 2002-61** – “A Resolution of the City Council of the City of Huntington Beach Approving the Submittal of Four Improvement Project(s) to the Orange County Transportation Authority for Funding Under the Arterial Highway Rehabilitation Program.” Submitted by the Director of Public Works. Funding Source: Not Applicable.  
**1.** Warner Avenue (Graham to Springdale); **2.** Warner Avenue (Bolsa Chica to Graham); **3.** Brookhurst Street (Indianapolis to Meredith); and **4.** Warner Avenue (Algonquin to Sims).  
***Adopted 6-0-1 (Green out of room)***
- E-11. (City Council) Award Bid and Approve Construction Contract for the Urban Runoff Diversion, CC-1181 to SRD Engineering, Inc. – For Five Storm Drain Pump Stations** (600.10) – **1.** Accept the lowest responsive and responsible bid submitted by SRD Engineering, Inc. in the amount of \$73,800 for Urban Runoff Diversion, CC-1181; and **2.** Authorize the Mayor and City Clerk to execute a construction contract in substantially the same form as the attached sample contract. Submitted by the Director of Public Works. Funding Source: Budgeted in the Low Flow Diversion, Drainage Improvement Account. Funds for this project have been appropriated from Proposition 13 in accordance with the Costa-Machado Water Act of 2000.  
***Adopted 6-0-1 (Green out of room)***
- E-12. (City Council) Approve Four Reappointments of Pauline Chavez-Bent, William Daze, Jr., Henry Goldman, and Karl Wiebe to the Historic Resources Board** (110.20) – Reappoint **Pauline Chavez-Bent, William Daze, Jr., Henry Goldman, and Karl Wiebe** as members-at-large on the Historic Resources Board for a second four-year term to expire June 30, 2006 as recommended by Council Liaisons Mayor Debbie Cook and Council Member Peter Green. Submitted by the Community Services Director. Funding Source: Not Applicable.  
***Approved 7-0***

- E-13. **(City Council) Approve Professional Services Contract with Avery & Associates for Executive Recruitment Services for Information Systems Director** (600.10)  
Authorize the Director of Administrative Services to enter into a professional services contract with Avery & Associates for executive recruitment services for the position of Director of Information Systems. Submitted by the Administrative Services Director.  
Funding Source: Fiscal Year 2001/2002 – Non-Departmental, Recruitment Professional Services – \$22,000.  
**Approved 7-0**
- E-14. **(City Council) Adopt Resolution No. 2002-70 for Capital Improvement Programs for Compliance with Measure M Requirements – Fiscal Years 2002/2003 through 2008-2009** (320.40) – Adopt **Resolution 2002-70** – “*A Resolution of the City Council of the City of Huntington Beach Adopting Capital Improvement Programs for the Years 23002/2003 Through 2008/2009 for Compliance with Measure M Requirements*”.  
Submitted by the Public Works Director. Funding Source: No funding is required for the resolution. Annual Measure M turnback allocation is approximately \$2 million. (See Exhibit A for List of Proposed Projects – Streets – Traffic Signals – Residential Sidewalks and Curbs etc.)  
**Adopted 6-0-1 (Green out of room)**

**F. Administrative Items****F-1. (City Council) Approve Exercise Option Agreement to Purchase Site No. 2 from AES Huntington Beach Development, Inc. – Reservoir Booster Pump Station**  
(600.10)

Communication from the Director of Public Works and the Director of Administrative Services regarding the City's Option Agreement to purchase one of two 4.5-acre parcels owned by AES Huntington Beach Development, Inc. (AES) for the purpose of constructing a 10 million gallon reservoir and booster pumping station. The Option Agreement expressly states that the property to be purchased will be in an "AS IS" condition.

**Recommended Action:** Motion to:

1. Authorize the Mayor and City Clerk to exercise the Option Agreement with AES Huntington Beach Development, Inc. for the purchase of Site No. 2.

and

2. Authorize and direct the Manager of Real Estate Services to incorporate appropriate instruments to prepare, file and record all necessary documents, obtain title insurance and perform all other requirements necessary to record with the County the conveyance of said property to the City to complete the purchase as previously authorized by City Council action on August 13, 2001; and protect the City against all mechanics liens and SCE operation easement against said property.

**Approved Recommendations 1 & 2, 7-0****F-2. (City Council) Adopt Resolution No. 2002-69 To Establish a Huntington Beach Hotel/Motel Business Improvement District - Schedule Public Hearing for August 5, 2002**  
(350.30)

Communication from the Economic Development Director regarding the initiation of the process to form a Business Improvement District for all hotels and motels in Huntington Beach to achieve the goal of promoting the City as an overnight destination without increasing the City's annual contract amount with the Conference & Visitors Bureau. The establishment of a Business Improvement District requires approval by the City Council as set forth by state law.

**Recommended Action:** Motion to:

Adopt **Resolution No. 2002-69** – *"A Resolution of the City Council of the City of Huntington Beach Indicating the City's Intention to Create and Establish a Business Improvement District ("Bid"), Called the "Huntington Beach Hotel/Motel Business Improvement District," Concerning All of the Hotels and Motels Located Within the City, and Setting a Public Hearing Date of August 5, 2002, to Formally Establish Said Business Improvement District and to Levy Assessments."*

**Adopted 7-0**

**F-3. (City Council) Approve Agreement Between City and Gail C. Hutton, an Individual, for Early Retirement and Provision of Transitional Consultant Legal Services**  
(600.10)

Communication from City Attorney Gail C. Hutton transmitting for Council approval an agreement between the City of Huntington Beach and Gail C. Hutton, an Individual, for early retirement and provision of transitional consultant legal services. City Attorney Gail C. Hutton's term of office expires December 2, 2002. Proposed early retirement date is September 30, 2002.

**Recommended Action:** Motion to:

Approve *Agreement Between the City of Huntington Beach and Gail C. Hutton for Early Retirement and Provision of Transitional Consultant Legal Services* and authorize the Mayor to execute and the City Clerk to attest to the agreement.

***Approved 7-0, Council Member Bauer will submit Council memo at August 5, 2002 meeting re: interim City Attorney appointment from 10/1 – 12/1/02.***

**G. Ordinances**

**G-1. Ordinance for Adoption - None**

**G-2. Ordinances for Introduction**

**G-2a. (City Council) Approve Introduction of Ordinance No. 3566 to Eliminate the Time Limit on the Establishment of Loans, Advances and Indebtedness for the Huntington Beach Redevelopment Project** (410.05) – **Ordinance No. 3566** – “An Ordinance of the City of Huntington Beach Eliminating the Time Limit on the Establishment of Loans, Advances and Indebtedness for the Huntington Beach Redevelopment Project.” Submitted by the Economic Development Director. (Five Project Areas Merged on 12/16/1996).

**Recommended Action:** After City Clerk reads by title, approve introduction of **Ordinance No. 3566**, by roll call vote.

***Approved 5-2 (Boardman, Cook No)***

**G-2b. (City Council) Approve Introduction of Ordinance No. 3567 Amending Chapter 1.16 of the Municipal Code Relating to Penalty Enforcement** (640.10) - **Ordinance No. 3567** “An Ordinance of the City of Huntington Beach Amending Chapter 1.16 of the Huntington Beach Municipal Code Relating to Penalty Enforcement.” Submitted by the City Attorney. (Relative to Recovery of Costs of Criminal Law Enforcement).

**Recommended Action:** After City Clerk reads by title, approve introduction of **Ordinance No. 3567**, by roll call vote.

***Approved 7-0***

**H. City Council/Redevelopment Agency Items****H-1a. Submitted By Mayor Pro Tem Connie Boardman****(City Council) Request Legal Review of Draft Ordinance Regarding Banner Towing Aircraft** (640.10)

Communication from Mayor Pro Tem Connie Boardman transmitting the following **Statement of Issue:** I have received numerous complaints from residents in the coastal areas of our city as well as from the area around Golden West College about the noise caused by the planes towing advertising banners. Until recently, it was believed that there was little the city could do to control these aircraft over our city. However, earlier this year the United States 9<sup>th</sup> Circuit Court of Appeal ruled that cities may regulate aerial advertising.

The City Attorney's office has prepared a draft ordinance based on the Honolulu, Hawaii ordinance, which was upheld by the 9<sup>th</sup> Circuit Court. If the City Council is interested in considering such an ordinance, the draft ordinance needs final legal review by the City Attorney's office and approval by the City Council.

**Recommended Action:** Motion to:

Forward the attached draft ordinance for final legal review and subsequent request for action by the City Council.

***Approved 6-1 (Bauer No)***

**Council Comments - (Not Agendized)**

At this time Council Members may report on items not specifically described on the agenda which are of interest to the community. No action or discussion may be taken except to provide staff direction to report back or to place the item on a future agenda.

**Council/Agency Adjournment** to Monday August 5, 2002, at 5:00 p.m., in Room B-8, Civic Center, 2000 Main Street, Huntington Beach, California.

Council/Agency Agendas and Minutes are Available at No Charge to the Public at the City Clerk's Office by Mail and Through Paid Subscription. Complete Agenda Packets are Available at the Central Library and Library Annexes on Friday Prior to Meetings. Video Tapes of Council Meetings are Available for Checkout at the Central Library at No Charge.

**CONNIE BROCKWAY, CITY CLERK**  
City of Huntington Beach  
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Huntington Beach, California 92648

Internet: <http://www.ci.huntington-beach.ca.us>